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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Nikola Corporation,

10 Plaintiff,

11 v.

12 EMBR Motors Incorporated, et al.,

13 Defendants.

14 No. CV-24-00690-PHX-DWL

ORDER

15 Plaintiff has filed a notice of voluntary dismissal without prejudice of the
16 remaining two defendants, M&M Residual, LLC and Trevor R. Milton, who have not
17 served either an answer or a motion for summary judgment and can be dismissed without
18 a court order pursuant to Rule 41(a)(1)(A)(i). Because the voluntary dismissal of these
19 defendants will leave no remaining defendants in this action, the action can be
20 terminated. Because there is no need to withdraw as counsel for parties who have been
21 dismissed from an action, the pending motion to withdraw (Doc. 31) is moot.

22 Accordingly,

23 **IT IS ORDERED** that after processing the notice of voluntary dismissal (Doc.
24 32), the Clerk of Court shall terminate this action.

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1 **IT IS FURTHER ORDERED** that all pending motions, including the motion for
2 preliminary injunction (Doc. 13) and the motion to withdraw as attorney (Doc. 31) are
3 denied as moot.

4 Dated this 2nd day of May, 2024.

Dominic W. Lanza
United States District Judge